JS 44 (Rev. 03/24)

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The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.) 1:24cv363 TBM-RPM I. (a) PLAINTIFFS DEFENDANTS Walter L. Nixon Hagens Berman Sobol Shapiro, LLP and John and Jane Doe A. B. and C (b) County of Residence of First Listed Plaintiff Baldwin County of Residence of First Listed Defendant Essex (EXCEPT IN U.S. PLAINTIFF CASES) (IN U.S. PLAINTIFF CASES ONLY) IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED. (c) Attorneys (Firm Name, Address, and Telephone Number) Attorneys (If Known) Christopher C. Van Cleave, Van Cleave Law, P.A. 146 Porter Ave., Biloxi, MS 39530, (228) 432-7826 II. BASIS OF JURISDICTION (Place an "X" in One Box Only) III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff (For Diversity Cases Only) and One Box for Defendant) 1 U.S. Government 3 Federal Question PTF DEF Plaintiff (U.S. Government Not a Party) Citizen of This State Incorporated or Principal Place 4 4 1 of Business In This State 2 U.S. Government 2 Incorporated and Principal Place × 4 Diversity Citizen of Another State **X** 5 5 Defendant (Indicate Citizenship of Parties in Item III) of Business In Another State Citizen or Subject of a 3 Foreign Nation 6 6 Foreign Country IV. NATURE OF SUIT (Place an "X" in One Box Only) Click here for: Nature of Suit Code Descriptions CONTRACT FORFEITURE/PENALTY BANKRUPTCY OTHER STATUTES PERSONAL INJURY 110 Insurance PERSONAL INJURY 375 False Claims Act 625 Drug Related Seizure 422 Appeal 28 USC 158 376 Qui Tam (31 USC 120 Marine 310 Airplane 423 Withdrawal 365 Personal Injury of Property 21 USC 881 130 Miller Act 28 USC 157 315 Airplane Product Product Liability 690 Other 3729(a)) 140 Negotiable Instrument Liability 367 Health Care/ 400 State Reapportionment INTELLECTUAL PROPERTY RIGHTS 150 Recovery of Overpayment 320 Assault, Libel & Pharmaceutical 410 Antitrust & Enforcement of Judgment Slander Personal Injury 430 Banks and Banking 820 Copyrights 330 Federal Employers' 151 Medicare Act Product Liability 450 Commerce 830 Patent 152 Recovery of Defaulted Liability 368 Asbestos Personal 460 Deportation 835 Patent - Abbreviated Student Loans Injury Product 340 Marine 470 Racketeer Influenced and New Drug Application (Excludes Veterans) 345 Marine Product Liability Corrupt Organizations 840 Trademark 153 Recovery of Overpayment Liability PERSONAL PROPERTY LABOR 480 Consumer Credit 880 Defend Trade Secrets of Veteran's Benefits 350 Motor Vehicle 370 Other Fraud 710 Fair Labor Standards (15 USC 1681 or 1692) Act of 2016 160 Stockholders' Suits 355 Motor Vehicle 485 Telephone Consumer 371 Truth in Lending Act 190 Other Contract Product Liability 380 Other Personal 720 Labor/Management SOCIAL SECURITY Protection Act 195 Contract Product Liability 360 Other Personal 490 Cable/Sat TV Property Damage Relations 861 HIA (1395ff) 196 Franchise 740 Railway Labor Act Injury 385 Property Damage 862 Black Lung (923) 850 Securities/Commodities/ 362 Personal Injury -Product Liability 751 Family and Medical 863 DIWC/DIWW (405(g)) Exchange Medical Malpractice Leave Act 864 SSID Title XVI 890 Other Statutory Actions PRISONER PETITIONS REAL PROPERTY CIVIL RIGHTS 790 Other Labor Litigation 865 RSI (405(g)) 891 Agricultural Acts 210 Land Condemnation 440 Other Civil Rights Habeas Corpus: 791 Employee Retirement 893 Environmental Matters 220 Foreclosure 441 Voting 463 Alien Detainee Income Security Act FEDERAL TAX SUITS 895 Freedom of Information 230 Rent Lease & Ejectment 442 Employment 510 Motions to Vacate 870 Taxes (U.S. Plaintiff 240 Torts to Land 443 Housing/ or Defendant) 896 Arbitration Sentence 245 Tort Product Liability Accommodations 530 General 871 IRS—Third Party 899 Administrative Procedure 26 USC 7609 290 All Other Real Property 445 Amer. w/Disabilities 535 Death Penalty IMMIGRATION Act/Review or Appeal of Employment Other: 462 Naturalization Application Agency Decision 446 Amer. w/Disabilities 540 Mandamus & Other 465 Other Immigration 950 Constitutionality of Other 550 Civil Rights State Statutes Actions 448 Education 555 Prison Condition 560 Civil Detainee -Conditions of Confinement V. ORIGIN (Place an "X" in One Box Only) x 1 Original 2 Removed from 4 Reinstated or 6 Multidistrict ☐ 8 Multidistrict Remanded from 5 Transferred from Proceeding State Court Appellate Court Reopened Another District Litigation -Litigation -(specify) Transfer Direct File Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): Title 28, USC § 1332 VI. CAUSE OF ACTION Brief description of cause: Breach of Contract, Bad Faith VII. REQUESTED IN **DEMAND \$** CHECK YES only if demanded in complaint: CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. **COMPLAINT:** 1,000,000.00 JURY DEMAND: x Yes No VIII. RELATED CASE(S) (See instructions): IF ANY **JUDGE** DOCKET NUMBER DATE ORNEY OF RECORD 11-25-2024 FOR OFFICE USE ONLY

APPLYING IFP

JUDGE

MAG. JUDGE

RECEIPT #5555227 AMOUNT \$405.00